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98TH CONGRESS
1ST SESSION

H. R. 3349

To amend the Communications Act of 1934 to limit the Government use of frequencies allocated for radio broadcast stations.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 16, 1983

Mr. LUKEN (for himself, Mr. WYDEN, and Mr. TAUCHE) introduced the following bill, which was referred to the Committee on Energy and Commerce

A BILL

To amend the Communications Act of 1934 to limit the Government use of frequencies allocated for radio broadcast stations.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 305 of the Communications Act of 1934 (47
4 U.S.C. 305) is amended by adding at the end thereof the
5 following new subsection:

6 “(e)(1) Except as provided in paragraph (2) and notwith-
7 standing any other provision of law, the Commission shall, by
8 regulation, provide that any radio broadcasting frequency

1 may not be assigned for use, or used through any lease or
2 comparable arrangement, by any Government radio station
3 (or Government agency or instrumentality) for radio broad-
4 casting.

5 “(2) The regulation under paragraph (1) shall not—

6 “(A) apply with respect to the (i) assignment or
7 use of the 1180 kilohertz frequency for Voice of Amer-
8 ica radio broadcasting or (ii) the assignment and use of
9 any frequency to any Government radio station for any
10 radio broadcasting if the use is by the agency to which
11 the frequency is assigned and such station does not op-
12 erate at more than 1,000 watts output;

13 “(B) apply to restrict the authority of the Presi-
14 dent under section 606; and

15 “(C) be construed to apply with respect to any
16 public broadcast station (as defined in section 397(6))
17 or any station the licensee or permittee of which meets
18 the eligibility criteria established under section
19 396(k)(6)(B).

20 “(3) For purposes of this subsection, the term ‘radio
21 broadcasting frequency’ means—

22 “(A) any frequency which is in the amplitude
23 modulation radio band (or is within 10 kilohertz of any
24 such frequency); and

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1 “(B) any frequency which is in the frequency
2 modulation radio band (or is within 200 kilohertz of
3 any such frequency).”.

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